IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN

AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. Civil Second Appeal No.348 Of 2001.

Geegraj Vs. Vasudev & Others

Date Of Order ::: 22.11.2006.

Hon'ble Mr. Narendra Kumar Jain J.

Mr. M.M. Ranjan, Counsel for plaintiff-appellant

By the Court :

Heard learned counsel for the plaintiff-appellant.

The plaintiff-appellant filed a suit for permanent injunction as well as possession in respect of the property, in dispute, which was dismissed. The judgment and decree passed by the Lower court has been affirmed by the First Appellate Court also.

I have heard the learned counsel for the plaintiff-appellant and after considering his submissions in the light of the finding of both the Courts below, particularly in respect of finding of

Issue No.7-A, I find that the controversial issues involved in the present case are relating to the question of facts and there is a concurrent finding of fact recorded by both the Courts below, which cannot be interfered with by this Court in second appeal under Section 100 of the C.P.C.

No substantial question of law is involved in this second appeal and the same is accordingly dismissed at the admission stage itself with no order as to costs.

(Narendra Kumar Jain) J.